

21183-P001P1



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Raymond Walter Ellis et al.

Serial No.: 09/899,833

Filed: July 5, 2001

Art Unit: 2152

Examiner: Not Assigned

For: AUTOMATED TOOL MANAGEMENT IN A  
MULTI-PROTOCOL ENVIRONMENT

CERTIFICATE OF MAILING	
Under 37 C.F.R. § 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231, on the date indicated below.	
Signature	
Printed	GRACIE SEGOVIA
Date	September 17, 2001

**APPLICANTS' RESPONSE TO PTO'S NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION UNDER 37 C.F.R. § 1.53(b)**

Box Missing Parts  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Sir:

1. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed August 20, 2001.

- ☒ A copy of the Notice to File Missing Parts of Nonprovisional Application is attached.

**DECLARATION AND POWER OF ATTORNEY**

2. An executed Combined Declaration and Power of Attorney is hereby attached (5 pages). A late filing fee surcharge as set forth in 37 C.F.R. § 1.16(e) of \$65.00 is due.

## FEE AND CALCULATION FOR CLAIMS

3. The fee for claims (37 C.F.R. § 1.16(b)-(d)) has been calculated as shown below:

For	Number Filed	Number Extra	Rate Large Entity	Fee Large Entity
Basic Fee				\$ 355.00
Total Claims	42 - 20	22	x 9 =	\$ 198.00
Indep. Claims	6 - 3	3	x 40 =	\$ 120.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIM(S) PRESENTED			+ 135 =	\$ 00.00
TOTAL				\$ 673.00

## DRAWINGS

4. In compliance with 37 C.F.R. § 1.84, enclosed please find substitution of drawing sheets. Attached are thirteen (13) formal drawing sheets with the required margins.

## PAYMENT OF FEES

5. Enclosed is check in the amount of \$738.00. This amount includes the basic filing fee of \$355.00; \$198.00 for 22 total claims over 20; \$120.00 for 3 independent claims over 3; and surcharge for a late filing fee and declaration under 37 C.F.R. § 1.16(e) of \$65.00. **A photocopy of this request is enclosed.**

However, if the amount indicated above is insufficient, the Commissioner is hereby authorized to charge any deficiency in fees, or credit any overpayment, to Account No. 23-2426 (21183-P001P1). **A photocopy of this request is enclosed.**

Respectfully submitted,

WINSTEAD SECHREST & MINICK P.C.

Attorneys for Applicants

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/899,833	07/05/2001	Raymond Walter Ellis	21183-P001P1

CONFIRMATION NO. 9671

FORMALITIES LETTER



\*OC000000006446328\*

Winstead Sechrest & Minick P.C.  
5400 Renaissance Tower  
Dallas, TX 75270-2199

Date Mailed: 08/20/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

### Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$318.
  - \$198 for 22 total claims over 20.
  - \$120 for 3 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 738.**

09/24/2001 MBERNE 00000040 09899833  
01 FC:201 355.00 OP  
02 FC:205 65.00 OP  
03 FC:203 198.00 OP  
04 FC:202 120.00 OP

The application is informal since it does not comply with the regulations for the reason(s) indicated below.


The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and

durable (see 37 CFR 1.84(e));

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*A copy of this notice MUST be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE